

IN THE UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF GEORGIA
COLUMBUS DIVISION

CLARENCE R. SANKS,

*

Plaintiff,

*

vs.

*

TIMOTHY FRANKLIN, et al.,

CASE NO. 4:09-CV-87 (CDL)

Defendant.

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ORDER ON REPORT AND RECOMMENDATION
OF UNITED STATES MAGISTRATE JUDGE

After a *de novo* review of the record in this case, the Report and Recommendation filed by the United States Magistrate Judge on November 17, 2009 is hereby approved, adopted, and made the Order of the Court.

The objections of the Plaintiff, which he has included in a filing entitled "Motion for Reconsideration from the Magistrate's Report and Recommendation," have been considered and are found to be without merit. The Court observes that Plaintiff raises some issues in his objections that were never raised before the Magistrate Judge. The Court exercises its discretion not to address those issues for the first time at this stage of the proceedings. See *Williams v. McNeil*, 557 F.3d 1287, 1292 (11th Cir. 2009).

IT IS SO ORDERED, this 13th day of January, 2010.

S/Clay D. Land

CLAY D. LAND
UNITED STATES DISTRICT JUDGE